

AO 120 (Rev. 2/99)

<b>TO: Mail Stop 8</b> <b>Director of the U.S. Patent &amp; Trademark Office</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b>	<b>REPORT ON THE</b> <b>FILING OR DETERMINATION OF AN</b> <b>ACTION REGARDING A PATENT OR</b> <b>TRADEMARK</b>
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In Compliance with 35 § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been  
 filed in the U.S. District Court Northern District of California on the following ☒ Patents or ☐ Trademarks:

DOCKET NO. <b>CV 09-03831 MEJ</b>	DATE FILED <b>8/20/09</b>	U.S. DISTRICT COURT <b>Northern District of California, San Francisco Division</b>
PLAINTIFF <b>NEUROSKEY, INC.</b>		DEFENDANT <b>NEUROTEK, LLC, ET AL</b>
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 <b>5,983,129</b>		
2		
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In the above—entitled case, the following patent(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK	
1			
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT  <b>11-30-09 Voluntary Dismissal</b>
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CLERK  Richard W. Wieking	(BY) DEPUTY CLERK  Gloria Acevedo	DATE  August 25, 2009
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Copy 1—Upon initiation of action, mail this copy to Commissioner    Copy 3—Upon termination of action, mail this copy to Commissioner  
 Copy 2—Upon filing document adding patent(s), mail this copy to Commissioner    Copy 4—Case file copy

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ENTERED IN CIVIL DOCKET

11-30-09

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 NEUROSKY, INC.,

12 Plaintiff,

13 v.

14 NEUROTEK, LLC, MINDWAVES, LTD.  
and JONATHAN D. COWAN,

15 Defendants.  
16

Case No. 3:09-CV-03831 (MEJ)

NOTICE OF VOLUNTARY DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff NeuroSky, Inc. ("NeuroSky") voluntarily dismisses the declaratory judgment action it filed against Defendants NeuroTek, LLC, MindWaves, Ltd. and Jonathan D. Cowan (collectively "Defendants"), seeking declaratory judgments of non-infringement and invalidity regarding United States Patent Number 5,983,129.

Dated: November 20, 2009

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: 

Matthew J. Hult

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